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NINTH
UNITED NATIONS CONGRESS
ON THE PREVENTION OF CRIME
AND THE TREATMENT OF OFFENDERS

Cairo, Egypt, 29 April – 8 May 1995

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Item 4 of the provisional agenda*

ACTION AGAINST NATIONAL AND TRANSNATIONAL ECONOMIC AND ORGANIZED CRIME, AND THE ROLE OF CRIMINAL LAW IN THE PROTECTION OF THE ENVIRONMENT: NATIONAL EXPERIENCES AND INTERNATIONAL COOPERATION

Note verbale dated 28 December 1994 from the Permanent Mission of Egypt to the United Nations (Vienna) addressed to the Crime Prevention and Criminal Justice Branch of the Secretariat

The Permanent Mission of the Arab Republic of Egypt to the United Nations (Vienna) presents its compliments to the Crime Prevention and Criminal Justice Branch of the Secretariat and, with reference to the note dated 24 October 1994 from the Secretary-General of the Ninth United Nations Congress on the Prevention of Crime and the Treatment of Offenders, concerning the organizational and substantive preparations for the Ninth Congress, to be held at Cairo from 29 April to 8 May 1995, has the honour to enclose herewith a draft resolution submitted by Egypt, entitled "Links between terrorism and organized crime", for adoption by the Ninth Congress.

The Permanent Mission of the Arab Republic of Egypt to the United Nations (Vienna) avails itself of this opportunity to renew to the Crime Prevention and Criminal Justice Branch the assurances of its highest consideration.

*A/CONF.169/1.

V.95-51738T

DRAFT RESOLUTION

Links between terrorism and organized crime

The Ninth United Nations Congress on the Prevention of Crime and the Treatment of Offenders,

Aware of the increasing danger of links between terrorism and organized crime as they continue to expand rapidly throughout the world and to assume new forms and dimensions, at the national and international levels,

Convinced that there is a similarity between the organizational structures of organized crime and of terrorism as reflected in their transnational nature and illicit methods, with their use of physical force, plundering of property, extortion, forgery and falsification, illicit trafficking in arms and in drugs, illicit transactions and money-laundering,

Deeply concerned by the similarities in the threats posed by such crimes to national and international security and stability, democracy, the rule of law, human rights and national efforts to achieve economic and social development,

Confirming the recommendations embodied in the Milan Plan of Action,[1] adopted by the Seventh United Nations Congress on the Prevention of Crime and the Treatment of Offenders, on giving priority to the fight against terrorism in all its forms and on launching major efforts to control and eventually eradicate the phenomenon of organized crime,

Taking into consideration the resolution on organized crime[2] adopted by the Eighth United Nations Congress on the Prevention of Crime and the Treatment of Offenders, in which the Eighth Congress expressed its concern at the alarming threat and acknowledged gravity of the offences committed by organized crime, especially terrorism,

Recalling that the General Assembly in its resolution 48/122 of 20 December 1993 expressed its serious concern at the gross violations of human rights perpetrated by terrorist groups,

Referring to section III of the resolution adopted by the African Regional Preparatory Meeting for the Ninth United Nations Congress on the Prevention of Crime and the Treatment of Offenders, held at Kampala from 14 to 18 February 1994,[3] in which Member States were urged to cooperate in identifying new forms of organized crime, including criminal terrorist acts, and to conclude mutual assistance agreements to counter them,

Referring also to section I.B of the resolution adopted by the Western Asia Regional Preparatory Meeting for the Ninth United Nations Congress on the Prevention of Crime and the Treatment of Offenders, held at Amman from 20 to 24 March 1994,[4] in which Member States were urged to cooperate in identifying and combating the new forms of organized crime, particularly crimes of terrorism,

Taking into consideration that the Economic and Social Council, in section III of its resolution 1994/19 of 25 July 1994, invited the Ninth Congress to consider crimes of terrorism, one of the most dangerous forms of crime, as well as their interrelationship with organized crime, and ways of enhancing regional and international cooperation in preventing and combating those crimes effectively,

Referring to the Naples Political Declaration and Global Action Plan against Organized Transnational Crime,[5] in which the World Ministerial Conference on Organized Transnational Crime, held at Naples, Italy, from 21 to 23 November 1994, expressed its determination to join forces against the expansion and diversification of organized transnational crime, noting with grave concern links between organized transnational crime and terrorist crimes, and to direct particular efforts to counter the ability of criminal organizations to use violence and terror,

Recognizing the seriousness of interrelationships between transnational organized crime and the crime of terrorism, which necessitate preventive and effective measures, in conformity with the principles of international law,

1. *Unequivocally condemns* organized crime and the crime of terrorism, as well as their various forms, aspects and practices, wherever they are committed and whoever their perpetrators may be, and considers them to be crimes aimed at the suppression of human rights and basic democratic freedoms, threatening the territorial integrity of States and their security, jeopardizing the stability of legally constituted Governments, undermining the pillars of pluralist civil society and harming the economic and social development of States;

2. *Calls upon* States to take effective national measures, as required, in the areas of legislation, investigation and law enforcement, in order to ensure the prevention, countering and elimination of the crime of terrorism and organized crime;

3. *Urges* States to enhance international cooperation, taking into account the various legal systems, while giving due attention to human rights and internationally accepted legal standards, for the sake of combating terrorism and its growing relationship with transnational organized crime;

4. *Calls upon* States to cooperate, to exchange technical information and to share experiences in combating the use of the proceeds of organized crime for financing the crime of terrorism and to cooperate in the legal and judicial fields, particularly with regard to the extradition of offenders, by means of bilateral, regional or international conventions;

5. *Calls upon* institutes and centres for crime prevention and criminal justice to devote the required attention to studying the relationship between transnational organized crime and the crime of terrorism, their effects, and appropriate means for countering them;

6. *Urges* the competent United Nations bodies to collect from all sources information on the relationship between transnational organized crime and the crime of terrorism, to coordinate their activities and to facilitate the access of States to such information through the Secretariat;

7. *Recommends* the establishment of an open-ended intergovernmental working group, within the framework of the Commission on Crime Prevention and Criminal Justice, to draft a code of conduct for combating transnational organized crime and its links with terrorism;

8. *Invites* States to inform the Commission on Crime Prevention and Criminal Justice of their views and contributions with regard to the draft code of conduct for combating transnational organized crime and its links with terrorism;

9. *Requests* the Secretariat to submit periodic progress reports to the Commission on the work of the open-ended intergovernmental working group on the draft code of conduct for combating transnational organized crime and its links with terrorism;

10. *Recommends* that the Tenth United Nations Congress on the Prevention of Crime and the Treatment of Offenders and its regional preparatory meetings should consider the relationship between transnational organized crime and the crime of terrorism and that the subject should be included as a separate item in the provisional agenda for the Tenth Congress.

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[1]See *Seventh United Nations Congress on the Prevention of Crime and the Treatment of Offenders, Milan, 26 August-6 September 1985: report prepared by the Secretariat* (United Nations publication, Sales No. E.86.IV.1), chap. I, sect. A.

[2]See *Eighth United Nations Congress on the Prevention of Crime and the Treatment of Offenders, Havana, 27 August-7 September 1990: report prepared by the Secretariat* (United Nations publication, Sales No. E.91.IV.2), chap. I, sect. C.15.

[3]A/CONF.169/RPM.2.

[4]A/CONF.169/RPM.5.

[5]A/49/748, annex, chap. I, sect. A.

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Item 6 of the provisional agenda*

CRIME PREVENTION STRATEGIES, IN PARTICULAR AS RELATED TO CRIMES IN URBAN AREAS AND JUVENILE AND VIOLENT CRIMINALITY, INCLUDING THE QUESTION OF VICTIMS: ASSESSMENT AND NEW PERSPECTIVES

Note verbale dated 6 March 1995 from the Permanent Mission of Turkey to the United Nations (Vienna) addressed to the Office of the Director-General of the United Nations Office at Vienna

The Permanent Mission of Turkey to the United Nations (Vienna) presents its compliments to the Office of the Director-General of the United Nations Office at Vienna and has the honour to submit the text of a draft resolution proposed by the Government of Turkey on measures to combat all forms of racism and racial discrimination, xenophobia and intolerance, to be taken up under the relevant items of the provisional agenda for the Ninth United Nations Congress on the Prevention of Crime and the Treatment of Offenders, to be held at Cairo, Egypt, from 29 April to 8 May 1995.

The Permanent Mission of Turkey kindly requests that the draft resolution be circulated and distributed accordingly for the consideration of the Ninth United Nations Congress on the Prevention of Crime and the Treatment of Offenders.

The Permanent Mission of Turkey avails itself of this opportunity to renew to the Office of the Director-General of the United Nations Office at Vienna the assurances of its highest consideration.

*A/CONF.169/1.

V.95-51777T

DRAFT RESOLUTION

Measures to combat all forms of racism and racial discrimination, xenophobia and intolerance

The Ninth United Nations Congress on the Prevention of Crime and the Treatment of Offenders,

Recalling General Assembly resolutions 48/91 and 48/148 of 20 December 1993,

Bearing in mind the attention given in the Vienna Declaration and Programme of Action,[1] adopted by the World Conference on Human Rights, held at Vienna from 14 to 25 June 1993, relating to the elimination of racism, racial discrimination, xenophobia and other forms of intolerance,

Recalling Commission on Human Rights resolution 1994/64 of 9 March 1994 and General Assembly resolution 49/147 of 23 December 1994 on measures to combat contemporary forms of racism, racial discrimination, xenophobia and related intolerance,

Expressing its support for the activities of the Special Rapporteur of the Commission on Human Rights on contemporary forms of racism, racial discrimination, xenophobia and related intolerance,

Deeply concerned that, despite all efforts, racism, racial discrimination, xenophobia and related intolerance continue to increase incessantly,

Convinced that manifestations of intolerance threaten democratic societies and their fundamental values,

1. *Condemns* in the strongest terms racism in all its forms, xenophobia, intolerance and all forms of discrimination;

2. *Calls upon* Governments to combat all ideologies, policies and practices that constitute an incitement to racial hatred, violence and discrimination and to undertake to prevent, prohibit and eradicate all such practices in territories under their jurisdiction;

3. *Urges* Governments to declare as punishable offences the dissemination of ideas based on racial superiority or hatred, incitement to racial discrimination and the commission of acts of racist violence or incitement to such acts;

4. *Appeals* to Governments to adopt effective measures, in the field of crime prevention and criminal justice, as well as in the fields of teaching, education, culture and information, with a view to combating prejudices that lead to contemporary manifestations of racism and to promoting understanding, tolerance and friendship within their societies;

5. *Also appeals* to Governments to strengthen and harmonize their domestic legislation to enable racist motivations to be taken into account when sentencing;

6. *Invites* the media in each Member State to pursue an educational mission in combating acts of racism and intolerance in all their forms;

7. *Urges* the promotion of international cooperation in combating contemporary forms of racism and racial discrimination, including the possibility of preparing guidelines on the subject;

8. *Requests* Member States to report annually to the Commission on Crime Prevention and Criminal Justice on the implementation of the present resolution;

9. *Recommends* that the Commission on Crime Prevention and Criminal Justice should include in the provisional agenda for its fourth session the issue of measures to combat all forms of racism and racial discrimination, xenophobia and intolerance.

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[1] *Report of the World Conference on Human Rights, Vienna, 14-25 June 1993* (A/CONF.157.24 (Part I)), chap. III.

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ACTION AGAINST NATIONAL AND TRANSNATIONAL ECONOMIC AND ORGANIZED CRIME, AND THE ROLE OF CRIMINAL LAW IN THE PROTECTION OF THE ENVIRONMENT: NATIONAL EXPERIENCES AND INTERNATIONAL COOPERATION

Note verbale dated 6 March 1995 from the Permanent Mission of Turkey to the United Nations (Vienna) addressed to the Office of the Director-General of the United Nations Office at Vienna

The Permanent Mission of Turkey to the United Nations (Vienna) presents its compliments to the Office of the Director-General of the United Nations Office at Vienna and has the honour to submit the text of a draft resolution, proposed by the Government of Turkey, on terrorism, to be taken up under the relevant items of the provisional agenda for the Ninth United Nations Congress on the Prevention of Crime and the Treatment of Offenders, to be held at Cairo, Egypt, from 9 April to 8 May 1995.

The Permanent Mission of Turkey kindly requests that the draft resolution be circulated and distributed accordingly for the consideration of the Ninth United Nations Congress on the Prevention of Crime and the Treatment of Offenders.

The Permanent Mission of Turkey avails itself of this opportunity to renew to the Office of the Director-General of the United Nations Office at Vienna the assurances of its highest consideration.

*A/CONF.169/1.

V.95-51783T

DRAFT RESOLUTION

Terrorism

The Ninth United Nations Congress on the Prevention of Crime and the Treatment of Offenders,

Recalling General Assembly resolutions 48/122 of 20 December 1993 and 49/185 of 23 December 1994 and the Vienna Declaration and Programme of Action,[1] adopted by the World Conference on Human Rights, held at Vienna from 14 to 25 June 1993,

Seriously concerned at the increasing number of acts of violence perpetrated by terrorist groups that are aimed at killing or maiming innocent persons, including women, children and the elderly,

Seriously concerned also at the blatant destruction of human rights, fundamental freedoms and democracy by terrorism and the increasing threat that it poses to the territorial integrity and security of States and to the stability of legitimate Governments,

Recalling that international terrorism is dealt with in the draft Code of Crimes against the Peace and Security of Mankind, which is currently being prepared by the International Law Commission,

Noting with great concern that there is a growing connection between terrorist groups and illicit trafficking in arms and in drugs and that the proceeds from such trafficking are utilized to finance terrorist activities,

1. *Calls upon* all States:

(a) To fulfil their obligations under international law to refrain from organizing, assisting and participating in terrorist acts in other States and from acquiescing in or encouraging activities within their territories directed towards the commission of such acts;

(b) To cooperate fully in combating the threat of terrorist activities by implementing multilateral and bilateral instruments;

(c) To take steps to fulfil the requirements of international agreements by which they are bound to prosecute or extradite terrorists;

2. *Requests* Member States to submit annual reports to the Crime Prevention and Criminal Justice Branch of the Secretariat on the implementation of the present resolution;

3. *Decides* to include the question of terrorism in the agenda of future United Nations congresses on the prevention of crime and the treatment of offenders.

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[1] *Report of the World Conference on Human Rights, Vienna, 14-25 June 1993* (A/CONF.157/24 (Part I)), chap. III.

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10 March 1995

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Item 3 of the provisional agenda*

INTERNATIONAL COOPERATION AND PRACTICAL TECHNICAL ASSISTANCE FOR STRENGTHENING THE RULE OF LAW: PROMOTING THE UNITED NATIONS CRIME PREVENTION AND CRIMINAL JUSTICE PROGRAMME

Note verbale dated 6 March 1995 from the Permanent Mission of Egypt to the United Nations (Vienna) addressed to the Crime Prevention and Criminal Justice Branch of the Secretariat

The Permanent Mission of the Arab Republic of Egypt to the United Nations (Vienna) presents its compliments to the Crime Prevention and Criminal Justice Branch of the Secretariat and further to its note verbale dated 28 December 1994 on a draft resolution submitted by Egypt for the Ninth United Nations Congress on the Prevention of Crime and the Treatment of Offenders, to be held at Cairo from 29 April to 8 May 1995, has the honour to enclose herewith a draft resolution entitled "Establishment of a regional centre for training and research in crime prevention and criminal justice for the Mediterranean States".

The Permanent Mission of the Arab Republic of Egypt to the United Nations (Vienna) avails itself of this opportunity to renew to the Crime Prevention and Criminal Justice Branch the assurances of its highest consideration.

*A/CONF.169/1.

V.95-51823T

DRAFT RESOLUTION

Establishment of a regional centre for training and research in crime prevention and criminal justice for the Mediterranean States

The Ninth United Nations Congress on the Prevention of Crime and the Treatment of Offenders,

Aware of the value of information exchange and the benefits of the experiences of different States in the field of crime prevention and criminal justice, in terms of developing a common perspective with regard to confronting crime and establishing justice in a more comprehensive and far-reaching manner,

Believing that endeavouring to promote a feeling of security and of reassurance among the peoples of the Mediterranean States is the sole path towards realizing their hopes and aspirations of bringing about development, prosperity and progress,

Considering the common cultural, social, population, environmental and economic characteristics that bind the Mediterranean States and peoples and that enhance the tendency towards reinforcing their convergence and solidarity,

Recalling the recommendations on international cooperation for crime prevention and criminal justice in the context of development, annexed to General Assembly resolution 45/107 of 14 December 1990, in which it was recommended that measures should be taken to strengthen programmes of international technical and scientific cooperation in the field of crime prevention and criminal justice and to formulate proper regional and interregional strategies for such cooperation,

Recalling the statement of principles and programme of action of the United Nations crime prevention and criminal justice programme, annexed to General Assembly resolution 46/152 of 18 December 1991, in which Member States expressed their conviction that there was an urgent need for more efficient international mechanisms to assist States and to facilitate joint strategies in the field of crime prevention and criminal justice, thus consolidating the role of the United Nations as the focal point in that field,

In conformity with initiatives taken as an expression of the will of the Mediterranean States to achieve greater mutual cooperation and cohesion,

Striving to enhance the contributions of the Mediterranean States towards the achievement of social and economic development in an atmosphere of peace, freedom, democracy and respect for human rights,

Appreciating the proposal of the Government of Italy to organize an international task force to examine the feasibility of establishing an international training centre for law enforcement and criminal justice personnel, as well as the offer of that Government to act as host to the international training centre,[1]

Recalling Economic and Social Council resolution 1994/23 of 25 July 1994, in which the Council decided to adopt the criteria and procedures for the affiliation with the United Nations of institutes or centres and the establishment of United Nations subregional institutes in the field of crime prevention and criminal justice,

Recognizing that the establishment of a regional centre for training and research in crime prevention and criminal justice for the Mediterranean States would contribute to the promotion of international cooperation in that field and would increase the effectiveness and efficiency of crime prevention and criminal justice systems,

1. *Welcomes* the proposal by the Government of Egypt on the establishment of a regional centre for training and research in crime prevention and criminal justice for the Mediterranean States;

2. *Also welcomes* the offer by the Government of Egypt to host the headquarters of the proposed regional centre and to provide the facilities necessary for its establishment;

3. *Decides* that the objectives of the proposed regional centre should be as follows:

(a) Development of the scientific and practical capacities of criminal justice and law enforcement personnel, in all categories and at all levels;

(b) Provision of an impetus to joint scientific research on the modern dimensions of crime in the Mediterranean States and on the means of combating such crime, through coordination with all relevant research centres in those States;

(c) Exchange of technical experience in the field of crime prevention and criminal justice and utilization of the advanced technical and human resources of the Mediterranean States in that field;

(d) Cooperation and integration with existing regional centres and institutes for the prevention of crime;

4. *Also decides* that the competence of the proposed regional centre should be in the following areas:

(a) Formulating policies for the promotion and development of cooperation in the field of crime prevention and criminal justice;

(b) Proposing plans and programmes of action to ensure the implementation of its policies and evaluating their results;

(c) Organizing conferences, seminars and scientific meetings and expanding various research activities to ensure the achievement of the desired objectives;

(d) Undertaking the exchange of visits and scientific missions, encouraging the preparation of studies and research papers and training specialized scientific cadres;

(e) Developing an integrated communications network and information centres in the field of crime prevention and criminal justice among the Mediterranean States in order to benefit from data on technological and scientific progress in information systems;

(f) Reinforcing its cooperation with regional and international organizations with a common interest;

5. *Invites* the Secretary-General and the Crime Prevention and Criminal Justice Branch of the Secretariat to follow up the implementation of the present resolution in coordination with the States concerned.

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[1]A/49/748, chap. I, sect. B.

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CRIME PREVENTION STRATEGIES, IN PARTICULAR AS RELATED TO CRIMES IN URBAN AREAS AND JUVENILE AND VIOLENT CRIMINALITY, INCLUDING THE QUESTION OF VICTIMS: ASSESSMENT AND NEW PERSPECTIVES

Note verbale dated 20 March 1995 from the Permanent Mission of Turkey to the United Nations (Vienna) addressed to the Office of the Director-General of the United Nations Office at Vienna

The Permanent Mission of Turkey to the United Nations (Vienna) presents its compliments to the Office of the Director-General of the United Nations Office at Vienna and, with reference to its note verbale dated 6 March 1995, has the honour to enclose herewith the text of a draft resolution, proposed by the Government of Turkey, on violence against women, to be taken up under the relevant item of the provisional agenda for the Ninth United Nations Congress on the Prevention of Crime and the Treatment of Offenders, to be held at Cairo, Egypt, from 29 April to 8 May 1995.

The Permanent Mission of Turkey kindly requests that the draft resolution be circulated and distributed for the consideration of the Ninth United Nations Congress on the Prevention of Crime and the Treatment of Offenders.

The Permanent Mission of Turkey avails itself of this opportunity to renew to the Office of the Director-General of the United Nations Office at Vienna the assurances of its highest consideration.

*A/CONF.169/1.

V.95-52504T

DRAFT RESOLUTION

Violence against women

The Ninth United Nations Congress on the Prevention of Crime and the Treatment of Offenders,

Recalling the recommendation entitled "Violence against women" adopted by the Committee on the Elimination of Discrimination against Women at its eleventh session,[1] whereby the Committee recognized that gender-based violence was a form of discrimination that seriously inhibited women's ability to enjoy rights and freedoms on a basis of equality with men,

Believing that the elimination of violence against women is essential to the achievement of equality between men and women and is therefore a requirement for full respect for human rights and fundamental freedoms,

Welcoming the appointment by the Commission on Human Rights, in its resolution 1994/45 of 4 March 1994, of a Special Rapporteur on Violence against Women,

1. *Urges* Member States:

(a) To adopt or strengthen their legislation prohibiting violence against women and to take all appropriate administrative, social and educational measures to protect women from all forms of physical and mental violence;

(b) To take legal and other measures to enhance the status of women so that it is equal to that of men;

(c) To provide equal educational opportunities for women;

(d) To set up mechanisms to which women subjected to violence can resort, including the establishment of shelters where they may temporarily reside;

(e) To make efforts to eliminate elements of violence from all forms of mass media, primarily from television broadcasts;

(f) To provide family therapy to families in which women are often subjected to violence;

(g) To promote media campaigns condemning all use of violence, no matter where it originates;

2. *Requests* the Commission on the Status of Women to submit to the Secretary-General an annual report on the implementation of the present resolution.

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[1] *Official Records of the General Assembly, Forty-seventh Session, Supplement No. 38* (A/47/38), chap. I, general recommendation 19, para. 1.